



ABSTRACT

Public Servants – Panchayat Raj and Rural Development Department - Allegation of Corruption demand and acceptance of bribe against Sri Nukala Devender Reddy, Deputy Executive Engineer, RWS&S Sub-Division, Narsampet-II on deputation to RWS&S Sub-Division, Eturunagaram of Warangal District - Trapped on 25.02.2009 – Sanction of Prosecution under Prevention of Corruption Act, 1988 – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT(VIG.I) DEPARTMENT

G.O.Ms.No. 105.

Dated: 17-03-2010.

ORDER:

Whereas, Sri Nukala Devender Reddy S/o Ramakrishna Reddy worked as Deputy Executive Engineer, RWS&S Sub-Division, Narsampet-II on deputation to RWS&S Sub-Division, Eturunagaram, Warangal District from 16.07.2003 to 25.02.2009 and as such he is a public servant within the meaning of clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, Sri Alagam Prabhakar lodged a complaint stating that he is being the resident of Navayuga colony, Desai pet road, Warangal District, makes out his living by undertaking Engineering contracts under the name of style of Sri Hanuman Engineering and Electrical firm for the past 6 years. As per the rules stipulated in the engineering department, Sri Alagam Prabhakar undertakes contract works, supplies accessories of current motors and receives bill from the concerned departments. On 15.05.2008, Sri Alagam Prabhakar supplied two submersible motors to the bore wells situated in Mallur village within the jurisdiction of Mangapet mandal under Rural Water Supply Scheme as per the proceedings and estimations prepared by Sri N Devender Reddy, Dy. Executive Engineer, RWS Sub-Division, Eturunagaram, Warangal District and Sri Sabdar Ali, Asst. Engineer, Mangapet. Sri Alagam Prabhakar submitted an application to the Asst. Engineer, Mangapet for the payment of bill amount for Rs.1,06,000/- in the name of his firm in connection with supply of two submersible motors. On which, the Asst. Engineer recorded measurements around 15 days back and sent it to the Dy. Executive Engineer Sri N. Devender Reddy for check measurement. Sri N. Devender Reddy demanded an amount of Rs.15,000/- as illegal gratification for check measurement and sending it to the Executive Engineer for payment of bill amount. Sri N. Devender Reddy informed him that he would check measure the measurements only on payment of bribe amount. Sri Alagam Prabhakar requested and expressed his inability to pay the amount. But Sri N. Devender Reddy informed him that his work would be done only on payment of the bribe amount. On 24.02.2009 at about 9 A.M. Sri Alagam Prabhakar met Sri N. Devender Reddy, Dy.EE., at his house situated in Mahaboobabad and requested him to attend his work as he was unable to pay the amount, on which Sri N. Devender Reddy, Dy.EE., reduced the bribe amount from Rs.15,000/- to Rs.10,000/-. Left with no other option, Sri Alagam Prabhakar reluctantly agreed to pay the amount to the Sri N. Devender Reddy, Dy.EE., who informed him that he would do the check measurement only on payment of bribe amount. On that Sri Alagam Prabhakar enquired as to where the bribe amount should be brought. On which Sri N. Devender Reddy, Dy.EE., instructed him that to bring the bribe amount to his house situated in Mahaboobabad, Warangal District or at his office situated in Warangal. Since, Sri Alagam Prabhakar was not willing to pay the demanded bribe amount to Sri N. Devender Reddy, Dy.EE., RWS&S Sub-Division, Eturunagaram Sub-Division of Warangal District lodged a written complaint to the D.S.P., ACB, Warangal on 24.02.2009 at 14.00 hours with a request to take necessary legal action against him. After due verification, a case in crime No.2/ACB-WRL/2009 u/s 7 of the Prevention of Corruption Act, 1988 was registered on 25.02.2009 at 11.30 hours and investigated into.

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3. And whereas, on 25.02.2009 at 17.35 hours Sri Nukala Devender Reddy S/o Ramakrishna Reddy, Dy.EE, RWS&S Sub-Division, Narsampet-II on deputation to RWS&S Sub-Division, Eturunagaram of Warangal District, R/o H.No.1-6-230/17, R.T.C. Colony, Narsampet Road, Mahaboobabad of Warangal District was trapped in the presence of mediators when he demanded and accepted bribe amount of Rs.10,000/- from Sri Alagam Prabhakar. The Phenolphthalein test was conducted over the both hands fingers of Sri Nukala Devender Reddy, Dy.EE, yielded positive results. All the material objects were seized during the trap proceedings, drafted on 25.02.2009 and the tainted currency of Rs.10,000/- was recovered at the instance of A.O. from on the top of dining table, at his residence in the presence of the mediators. The cotton swab obtained from the dining table's top, where the tainted currency was kept by Sri N. Devender Reddy, Dy.EE., was subjected to Phenolphthalein test, yielded positive result.

4. And whereas, the above acts of the said Sri Nukala Devender Reddy, Dy.Executive Engineer, RWS&S Sub-Division, Narsampet-II on deputation to RWS&S Sub-Division, Eturunagaram of Warangal District constitute offences punishable under sections 7 & 13 (1) (d) r/w section 13 (2) of the Prevention of Corruption Act, 1988. (Act 49 of 1988).

5. And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri Nukala Devender Reddy, Dy.Executive Engineer, RWS&S Sub-Division, Narsampet-II on deputation to RWS&S Sub-Division, Eturunagaram of Warangal District from Government service after fully and carefully examining the material i.e., FIR, Pre-Trap Proceedings and Post Trap Proceedings placed before them in respect of the said allegation and having regard to the facts and circumstances of the case, consider that the said Sri Nukala Devender Reddy, Dy.Executive Engineer, RWS&S Sub-Division, Narsampet-II on deputation to RWS&S Sub-Division, Eturunagaram of Warangal District should be prosecuted in a court of law for the aforesaid offences;

6. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the above said Sri Nukala Devender Reddy, Dy.Executive Engineer, RWS&S Sub-Division, Narsampet-II on deputation to RWS&S Sub-Division, Eturunagaram of Warangal District, for the above said offences punishable under sections 7 and 13 (1) (d) read with sub section (2) of section 13 of the Prevention of Corruption Act, 1988 (Act No.49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the above said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(CHITRA RAMCHANDRAN)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau, Hyderabad.
Copy to:
Law (A) Dept.

//FORWARDED BY ORDER//

SECTION OFFICER